



## Exempt Action Final Regulation Agency Background Document

<b>Agency name</b>	Department of Health Professions
<b>Virginia Administrative Code (VAC) citation</b>	18VAC76-10-10 et seq.
<b>Regulation title</b>	Regulations Governing the Health Practitioners' Intervention Program
<b>Action title</b>	Change in name and operation of the program
<b>Final agency action date</b>	6/26/09
<b>Document preparation date</b>	6/26/09

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA), the agency is encouraged to provide information to the public on the Regulatory Town Hall using this form.

Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, the *Virginia Register Form, Style, and Procedure Manual*, and Executive Orders 36 (06) and 58 (99).

### Summary

*Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.*

Consistent with passage of HB2407 (Chapter 472 of the 2009 Acts of the Assembly), regulations governing the Health Practitioners' Intervention Program are amended to change the name to the Health Practitioners' Monitoring Program to more accurately reflect the intent and scope of the program. Other amendments include:

- 1) Changes in the organization of the committee to delete outdated language and allow more flexibility in scheduling meetings as necessary;
- 2) Changes in eligibility requirements to stipulate that a person must hold a current, active Virginia license, certification, registration or multistate licensure privilege or be an applicant in order to focus program services on licensees who are or will be practicing in Virginia. The intent of the program is to monitor impaired practitioners to ensure that they are safe to engage in practice in Virginia. If someone does not hold a license (suspended, revoked or lapsed) or if he is not currently practicing in Virginia, they will not be eligible for the Program;

- 3) Changes to allow the committee to designee staff to perform some of its functions in order to expedite decisions and actions, so the duties of the committee can be more policy oriented and less involved in routine operations of the program; and
- 4) Changes to amend terminology that is outdated or inconsistent with the amended name of the Program.

**Statement of final agency action**

*Please provide a statement of the final action taken by the agency including (1) the date the action was taken, (2) the name of the agency taking the action, and (3) the title of the regulation.*

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On June 26, 2009, the Director of the Department of Health Professions amended 18VAC76-10-10 et seq., Regulations Governing the Health Practitioners' Intervention Program to change the name to the Health Practitioners' Monitoring Program and to adopt other changes consistent with Chapter 472 of the 2009 Acts of the Assembly.

**Family impact**

*Assess the impact of this regulatory action on the institution of the family and family stability.*

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There is no impact on the family and family stability.